



Eric Gonzalez
District Attorney

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Radiyah Dobre
Assistant District Attorney

August 8, 2020

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: ERNEST KENNER

MOS TAX: 919237

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

MOS ENTERED A PLEA OF GUILTY TO DEPARTMENT CHARGES ARISING FROM THE FOLLOWING ALLEGATIONS:

1. MOS, WHILE ASSIGNED TO THE 73RD PRECINCT, AND WHILE ON DUTY ON OCTOBER 23, 2002, DURING AN OFFICIAL DEPARTMENT INTERVIEW CONDUCTED BY A DETECTIVE OF THE INTERNAL AFFAIRS BUREAU, DID IMPEDE A DEPARTMENT INVESTIGATION BY FAILING TO GIVE AN ACCURATE STATEMENTS REGARDING HIS ACTIONS ON OR ABOUT NOVEMBER 21, 2001, AND THE ACTIONS TAKEN BY ANOTHER MEMBER OF SERVICE INVOLVING THE ALLEGED THEFT OF A THIRD MOS'S VEHICLE. (GUILTY)
2. MOS, WHILE ASSIGNED TO THE 73RD PRECINCT, WHILE BOTH ON DUTY AND OFF DUTY, FROM ON OR ABOUT NOVEMBER 21, 2001 THROUGH AND INCLUDING MAY 5, 2003, HAVING BECOME AWARE OF, OR KNOWLEDGE OF CORRUPTION, OR SERIOUS MISCONDUCT INVOLVING A MEMBER OF THE SERVICE, DID FAIL AND NEGLECT TO NOTIFY HIS COMMANDING OFFICER AND OR THE INTERNAL AFFAIRS BUREAU COMMAND CENTER, AS REQUIRED. (GUILTY)
3. MOS, WHILE ASSIGNED TO THE 73RD PRECINCT, WHILE OFF DUTY, ON OR ABOUT NOVEMBER 21, 2001 AND THROUGH MAY 5, 2003, DID CONSPIRE WITH ANOTHER MEMBER OF SERVICE IN THE THIRD MOS'S FILING OF AN INSURANCE CLAIM WITH PROGRESSIVE INSURANCE COMPANY WHICH CLAIM CONTAINED FALSE STATEMENTS OF FACT, AND WHICH CLAIM WAS SUPPORTED BY FALSE STATEMENTS MADE BY BOTH MOS KENNER AND ANOTHER MEMBER OF SERVICE, CONDUCT WHICH CONSTITUTES A CRIME, REGARDING THE ALLEGED THEFT OF THE THIRD MOS'S VEHICLE IN THAT MOS KENNER DID MAKE FALSE STATEMENTS OF FACT TO INVESTIGATORS FOR PROGRESSIVE INSURANCE COMPANY AND AN ASSISTANT DISTRICT ATTORNEY FROM THE MANHATTAN DISTRICT ATTORNEY'S OFFICE. (GUILTY)
4. MOS WHILE ASSIGNED TO THE 73RD PRECINCT, WHILE OFF DUTY ON JULY 18, 2002 DURING AN EXAMINATION CONDUCTED BY A REPRESENTATIVE OF PROGRESSIVE INSURANCE COMPANY DID MAKE FALSE AND MISLEADING STATEMENTS. (GUILTY)

DISPOSITION: GUILTY

CASE STATUS: CLOSED ON 04/22/2005

PENALTY: MOS PLACED ON DISMISSAL PROBATION FOR A PERIOD NOT TO EXCEED ONE YEAR. IN ADDITION, MOS WAS SUSPENDED FOR AN ADDITIONAL SEVENTY-FIVE (75) DAYS, FROM 00001 HOURS APRIL 22, 2005 TO 2400 HOURS JULY 5, 2005.

Disclosure #2:

NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION ARISING FROM 3/1/2008: MOS ACCIDENTALLY VIOLATED DEPARTMENTAL GUIDELINES REGARDING FIREARMS DISCHARGE. ACTION TAKEN: COMMAND DISCIPLINE B.

Disclosure # 3:

MOS IS A NAMED DEFENDANT IN THE FOLLOWING CIVIL ACTIONS:

1. AARON LINLEY & ANTHONY ROBERTS V. CITY OF NEW YORK, ET AL, 10481/13 FILED IN KINGS COUNTY SUPREME COURT
2. ARNOLD BROWN, ET AL, V. CITY OF NEW YORK, ET AL, 14-CV-02700, FILED IN THE EASTERN DISTRICT

THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 4:

CCRB CASE: 201403369

REPORT DATE: 04/09/14

INCIDENT DATE: 04/02/14

OTHER MISCONDUCT NOTED:

1. OMN—OTHER MISCONDUCT NOTED—OTHER MISCONDUCT

Eric Gonzalez
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